

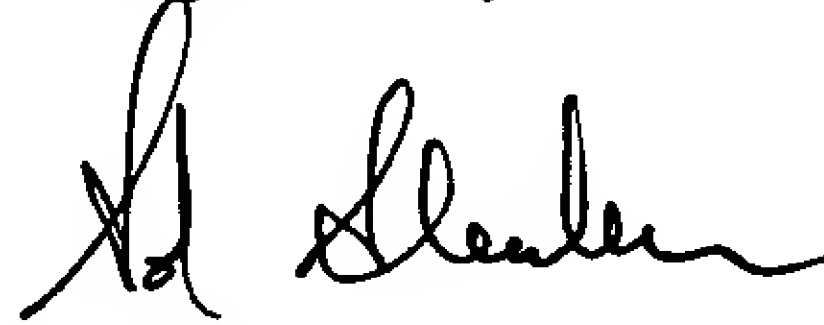


Without the color photographs, there is no other medium to show the reduction to practice of the invention which requires showing color images. These images are similar to the "*in vivo* imaging" example set forth in 37 CFR 1.84(b)(1).

Applicant is not resubmitting the set of formal drawings and three sets for archival purposes, and assumes that they are still in the file of the above identified application.

Should the Petition fee be required again, please charge the \$130 fee and any additional fee to Deposit Account 50-1407.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sol Sheinbein", written in a cursive style.

Sol Sheinbein  
Registration No. 25,457

Date: June 13, 2004

In re Application of:

Serial No.: 09/776,871

Filed: February 6, 2001

For: System and Method for Functional Brain Mapping  
and an Oxygen Saturation Difference Map  
Algorithm for Effecting Same

Examiner: Devaang Shah

Group Art Unit: 3737

Attorney  
Docket: 01/21631

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

1. This Petition is for the acceptance of color drawings/photographs, both black and white and color, in this case.

2. Previously provided were three (3) sets of color photographs on DIN size A4 sheets (21.0 by 29.7 cm) for examination, copying and archival purposes.

3. The color photographs are the only practicable medium by which the subject matter sought to be patented could be disclosed. The color photographs show the images, which prove the reduction to practice of the invention, and are similar to the “*in vivo* imaging” set forth in the examples of 37 CFR 1.84(b)(1). No other practical medium is available that would show this.

4. Please amend the specification by inserting the following language as the first paragraph of the specification beginning at Brief Description of the Drawings (page 54 at line 11):

--The file of this patent contains at least one drawings executed in color photograph. Copies of this patent with color photograph(s) will be provided by the Patent and Trademark Office upon request and payment of necessary fee. --

5. Should the \$ 130.00 be required again, please charge it and any additional fees, if required, to Deposit Account **50-1407**.

Respectfully submitted,

Sol Sheinbein  
Registration No. 25,457

Date: June 13, 2004



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE



UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
WWW.USPTO.GOV

G.E. EHRLICH (1995) LTD.  
c/o ANTHONY CASTORINA  
SUITE 207  
2001 JEFFERSON DAVIS HIGHWAY  
ARLINGTON VA 22202

In re application of: :  
Amir Gil et al. :  
Serial No.: 09/776,871 :  
Filed: February 6, 2001 :  
For: System and Method for Functional Brain :  
Mapping and an Oxygen Saturation :  
Difference Map Algorithm for Effecting Same :

A Petition Under 37 CFR 1.84(b)(2) for Submission of Color Drawings/Photographs, both black and white and color, was submitted in connection with the above-identified application on February 19, 2003. The petition was not accompanied by a showing that the photographs are the only practicable medium by which to disclose the subject matter sought to be patented in the patent application. Furthermore, the Petition has not been signed. Accordingly, the photographs are not acceptable.

The petition is Denied.

Angela D. Sykes  
SPE, Technology Center 3700



# United States Patent and Trademark Office

Return To:

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## Deposit Account Statement

**Requested Statement Month:** February 2003  
**Deposit Account Number:** 501407  
**Name:** G E EHRLICH (1995) LTD.  
**Attention:** A J CASTORINA  
**Address:** 2001 JEFFERSON DAVIS HIGHWAY  
**City:** ARLINGTON  
**State:** VA  
**Zip:** 22202



DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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02/03	108	10283343	25195	2202	\$1,350.00	\$6,092.00
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SUM OF  
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SUM OF  
REPLENISH  
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END  
BALANCE  
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